

S/N To Be Assigned

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Wettstein et al.	Examiner:	TBA
Serial No.:	TBA	Group Art Unit:	TBA
Filed:	On even date herewith.	Docket No.:	14861.0003USWO
Customer No.:	23552	Confirmation No.:	N/A
Title:	Sanding Block		

CERTIFICATE UNDER 37 CFR 1.8:

The undersigned hereby certifies that this correspondence is being transmitted electronically to the U.S. Patent Office on May 24, 2006.

By: 

Name: Robert A. Kalinsky

**INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted within three months of the filing date of the above-identified application, which is not an application under 37 C.F.R. § 1.53(d). Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

Because this application was filed after June 30, 2003, copies have been provided only for the foreign patent documents or "Other documents" listed on the enclosed Form 1449 that have not previously been cited by or submitted to the U.S. Patent and Trademark Office in parent application, U.S. Serial No. 10/212,916 filed on August 5, 2002.

This application is a continuation of U.S. Serial No. 10/212,916, now U.S. Patent No. 6,659,852 ("852 Patent"). The '852 Patent was involved in litigation between Full Circle International, Inc., ("Full Circle") and the inventors of the present application (Brad R. Wettstein, James Hassler, and Steve Dodds). In that litigation, Civil File No. 04-2710 ADM/AJB filed on May 17, 2004 in the District of Minnesota, Full Circle sought judgment that the '852 Patent was

not infringed by Full Circle. The Court dismissed the lawsuit for lack of jurisdiction with respect to Brad R. Wettstein and James Hassler. Full Circle decided not to pursue the case with respect to Steve Dodds.

In keeping with Applicants' duty of disclosure under 37 C.F.R. § 1.56(a) and further in view of MPEP 2001.06(c) regarding information from related litigation, Applicants include on the accompanying Form 1449 the relevant pleadings from this litigation. If, after review of the submitted information relating to the above-identified litigation, the Examiner requires additional information relating to the information disclosed during the litigation, Applicants will diligently attempt to provide the Examiner with all such information that is at Applicants' disposal.


No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,  
MERCHANT & GOULD P.C.  
P.O. Box 2903  
Minneapolis, Minnesota 55402-0903  
(612) 332-5300

Date: May 24, 2006

  
Name: Robert A. Kalinsky  
Reg. No.: 50,471  
RAK:pll

Customer No. 23552

<b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b> (Use several sheets if necessary)	Docket Number: 14861.0003USWO	Application Number: To Be Assigned
	Applicant: Wettstein et al.	Confirmation No.: TBA
	Filing Date: On even date herewith.	Group Art Unit: TBA

U.S. PATENT DOCUMENTS						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	2,711,059 A	06/1955	Ames			
	3,105,329 A	10/1963	Sgorbati, Sr.			
	4,424,603 A	01/1984	Balint et al.			
	4,625,462 A	12/1986	Fushiya et al.			
	4,782,632 A	11/1988	Matechuk			
	4,848,037 A	07/1989	Happe			
	4,885,876 A	12/1989	Henke			
	5,007,206 A	04/1991	Paterson			
	5,016,402 A	05/1991	Reiter			
	5,056,268 A	10/1991	Wolff			
	5,103,599 A	04/1992	Carlson			
	5,239,783 A	08/1993	Matechuk			
	5,313,746 A	05/1994	Zarriello			
	5,309,681 A	05/1994	Cheney et al.			
	5,313,746	05/1994	Zarriello, Gerald E.			
	5,323,507 A	06/1994	Tosato			
	D353,313 S	12/1994	Stiles			
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	5,527,212 A	06/1996	Bowen et al.			
	5,545,080 A	08/1996	Clowers et al.			
	5,624,305 A	04/1997	Brown			
	5,690,545 A	11/1997	Clowers et al.			
	5,791,977 A	08/1998	Clowers et al.			
	5,885,145 A	03/1999	O'Mara			
	5,895,316 A	04/1999	Williams			

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	

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	5,941,765 A	08/1999	Taylor			
	5,947,803 A	09/1999	Gruner			
	5,962,102 A	10/1999	Sheffield et al.			
	6,053,805 A	04/2000	Sanchez			
	6,095,911 A	08/2000	Edens			
	6,109,811 A	08/2000	Song			
	6,227,959 B1	05/2001	Beaudry			
	6,325,708 B1	12/2001	Miles			
	6,361,424 B1	03/2002	Manor et al.			
	6,406,365 B1	06/2002	Ueno			
	6,468,141 B1	10/2002	Conboy et al.			
	6,500,057 B1	12/2002	Medina			
	6,523,214 B1	02/2003	Kaiser			
	6,524,175 B2	02/2003	Beaudry et al.			
	6,634,937 B1	10/2003	Edwards et al.			
	6,991,529 B2	01/2006	Annis et al.			
	2006/0063479 A1	03/2006	Annis et al.			

## FOREIGN PATENT DOCUMENTS

	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
	3105426	08/1982	DE				
	846413	08/1960	GB				
	1238006	07/1971	GB				
	2298379	09/1996	GB				
	2299038	09/1996	GB				

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OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)			
	Exhibit A	05/17/2004	Complaint for Declaratory Relief, <u>Full Circle International, Inc. v. Brad R. Wettstein, James Hassler, and Steve Dodds</u> , Civil File No. 04-2710 ADM/AJB (D. Minn. May 17, 2004).
	Exhibit B	11/18/2004	Declaration of Brad R. Wettstein in Support of Defendants' 12(B)(2) Motion to Dismiss
	Exhibit C	11/18/2004	Declaration of James Hassler in Support of Defendants' 12(B)(2) Motion to Dismiss
	Exhibit D	11/19/2004	Defendants Wettstein and Hassler's Memorandum in Support of Their Motion to Dismiss
	Exhibit E	12/16/2004	Plaintiff Full Circle International, Inc.'s Response to Defendants' Motion to Dismiss
	Exhibit F	12/16/2004	Affidavit of Kent Annis
	Exhibit G	12/23/2004	Defendants Wettstein and Hassler's Reply Memorandum in Support of Their Motion to Dismiss
	Exhibit H	12/23/2004	Second Declaration of Brad R. Wettstein in Support of Defendants Wettstein and Hassler's Motion to Dismiss
	Exhibit I	12/23/2004	Second Declaration of James Hassler in Support of Defendants Wettstein and Hassler's Motion to Dismiss
	Exhibit J	01/26/2005	Memorandum Opinion and Order
	Exhibit K	01/27/2006	Letter to Judge Montgomery from Plaintiff's counsel, David A. James
	Exhibit L	02/01/2005	Judgment in a Civil Case, Case Number 04-2710 ADM/AJB

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